

GREENVILLE CITY COUNCIL MINUTES

October 12, 2006
Greenville, NC

The Greenville City Council met in a regular meeting on the above date at 7:00 PM in the City Council Chambers of City Hall, with Mayor Robert D. Parrott presiding. The meeting was called to order, followed by the invocation by Council Member Craft and the pledge of allegiance to the flag. The following were present.

Mayor Robert D. Parrott
Mayor Pro-Tem Mildred A. Council
Council Member Ray Craft
Council Member Pat Dunn
Council Member Rose H. Glover
Council Member Chip Little
Council Member Larry Spell
Wayne Bowers, City Manager
Wanda T. Elks, City Clerk
David A. Holec, City Attorney

APPROVAL OF AGENDA

City Manager Bowers reminded the City Council that at the October 9, 2006 meeting, the agenda was amended to add "Consideration of amendment to the September 14, 2006 City Council minutes".

Motion was made by Council Member Dunn and seconded by Mayor Pro-Tem Council to approve the agenda as presented. Motion carried unanimously.

SPECIAL RECOGNITIONS

Mr. Jimmy Ward was presented with a plaque upon his retirement with 13 years and 8 months of service in the Public Works Department.

APPOINTMENTS TO BOARDS AND COMMISSIONS

Citizens Advisory Commission on Cable Television

Motion was made by Council Member Spell and seconded by Council Member Dunn to appoint Robert Waddell to fill an unexpired term expiring March 2008 replacing Lee Armstrong, who resigned. Motion was made by Council Member Spell and seconded by Mayor Pro-Tem Council to appoint Jim Rouse to fill an unexpired term expiring March 2009, replacing Tonya Armwood, who resigned. Motion carried unanimously.

Human Relations Council

Motion was made by Council Member Dunn and seconded by Council Member Spell to reappoint Ariel Lopez and Ben Stephenson to a second one-year term expiring October 2007. Motion carried unanimously.

Motion was made by Council Member Dunn and seconded by Council Member Craft to reappoint the student representatives from higher educational institutions, Keisha Staton and Stanley Howard to a first one-year term expiring October 2007. Motion carried unanimously.

Police Community Relations Committee

Appointments to the Police Community Relations Committee were announced as follows:

Mayor Parrott: Reappointment of James Bell to a first two-year term expiring October, 2008

Council Member Spell: Reappointment of Michael McCammon to a second two-year term expiring October 2008

Council Member Glover: Reappointment of Regina Wallace to a second two-year term expiring October 2008

Council Member Dunn: Appointment of Carolyn Ann Davis to a first two-year term expiring October 2008, replacing Mae Stancill who is ineligible for reappointment.

Public Transportation and Parking Commission

Motion was made by Mayor Pro-Tem Council and seconded by Council Member Dunn to appoint Daniel Spuller to fill an unexpired term expiring January 2008, replacing Jonathan Massachi, who resigned. Motion carried unanimously.

Sheppard Memorial Library Board

Motion was made by Mayor Pro-Tem Council and seconded by Council Member Spell to reappoint Al Muller to a second three year term expiring October 2009 and to appoint William Grau to a first three-year term expiring October 2009, replacing Christopher Ulffers who is ineligible for reappointment. Motion carried unanimously.

Youth Council

Mayor Pro-Tem Council asked that the replacement for Timothy Croom, who resigned, be continued.

Resolution appointing a commissioner to the North Carolina Eastern Municipal Power Agency - Adopted

Motion was made by Council Member Dunn and seconded by Council Member Craft to appoint L. H. (Buddy) Zincone, Jr. of the Greenville Utilities Commission as a Commissioner to the

North Carolina Eastern Municipal Power Agency. Motion carried unanimously. (Resolution No. 06-50)

ORDINANCE TO ANNEX COREY RIDGE, SECTION 2, PHASE 2, CONTAINING 20.1065 ACRES LOCATED WEST OF COREY ROAD AND NORTH OF VAN-GERT DRIVE - ADOPTED

City Manager Bowers reported that a notice of public hearing was published in The Daily Reflector on October 2, 2006 setting this time, date and place for a public hearing to consider a request by Charis Properties, LLC (John L. Corbett, Agent), John L. Corbett and wife Dean H. Corbett, and Victor T. Corey to annex 20.1065 acres located west of Corey Road and north of Van-Gert Drive (Corey Ridge, Section 2, Phase 2). This is a contiguous annexation.

Mr. Merrill Flood, Director of Community Development, delineated the property on a map and stated that the property is located in Voting District 5. The property is currently vacant and the proposed use is for 31 single family dwellings. The current population is 0, and the anticipated population at full development is 72, with an expected minority population of 18.

Mayor Parrott declared the public hearing open and solicited comments from the audience. There being none, the public hearing was closed.

Motion was made by Council Member Spell and seconded by Council Member Glover to adopt the ordinance annexing 20.1065 acres located west of Corey Road and north of Van-Gert Drive. Motion carried unanimously. (Ordinance No. 06-101)

ORDINANCE TO ANNEX PITT COUNTY COUNCIL ON AGING, INC. PROPERTY, CONTAINING 7.755 ACRES LOCATED EAST OF COUNTY HOME ROAD AND 2,500 FEET SOUTH OF BELLS CHAPEL ROAD - ADOPTED

City Manager Bowers reported that a notice of public hearing was published in The Daily Reflector on October 2, 2006 setting this time, date and place for a public hearing to consider a request to annex the Pitt County Council on Aging, Inc. property, containing 7.755 acres located east of County Home Road and 2,500 feet south of Bells Chapel Road. This is a contiguous annexation.

Mr. Flood delineated the property on a map and stated that the property is located in Voting District 5. The property is currently vacant and the proposed use is for a 10,000 square foot Multipurpose Center. The current population is 0, and the anticipated population at full development is 0.

Mayor Parrott declared the public hearing open and solicited comments from the audience. There being none, the public hearing was closed.

Motion was made by Council Member Dunn and seconded by Council Member Spell to adopt the ordinance annexing the Pitt County Council on Aging, Inc. property, containing 7.755 acres

located east of County Home Road and south of Bells Chapel Road. Motion carried unanimously. (Ordinance No. 06-102)

ORDINANCE TO ANNEX POHL-MEDMOORE PROPERTY, CONTAINING 6.37 ACRES LOCATED EAST OF W. H. SMITH BOULEVARD AND SOUTH OF NORFOLK SOUTHERN RAILROAD - ADOPTED

City Manager Bowers reported that a notice of public hearing was published in The Daily Reflector on October 2, 2006 setting this time, date and place for a public hearing to consider a request by POHL Partnership to annex POHL Medmoore property, containing 6.37 acres located east of W. H. Smith Boulevard and south of Norfolk Southern Railroad. This is a contiguous annexation.

Mr. Flood delineated the property on a map and stated that the property is located in Voting District 1. The property is currently vacant and the proposed use is for 67,000 square feet of office buildings. The current population is 0, and the anticipated population at full development is 0.

Mayor Parrott declared the public hearing open and solicited comments from the audience. There being none, the public hearing was closed.

Motion was made by Mayor Pro-Tem Council and seconded by Council Member Dunn to adopt the ordinance annexing the POHL-Medmoore property, containing 6.37 acres located east of W.H. Smith Boulevard and south of Norfolk Southern Railroad. Motion carried unanimously. (Ordinance No. 06-103)

ORDINANCE TO ANNEX CHARLESTON VILLAGE, SECTIONS 4, 5, AND 6, CONTAINING 37.730 ACRES LOCATED SOUTH OF DARRELL DRIVE AND EAST OF COLONY WOODS SUBDIVISION AND FROG LEVEL ROAD -ADOPTED

City Manager Bowers reported that a notice of public hearing was published in The Daily Reflector on October 2, 2006 setting this time, date and place for a public hearing to consider a request by the Ange Family, LLC to annex Charleston Village, Section 4, 5, and 6, containing 37.730 acres located south of Darrell Drive and east of Colony Woods Subdivision and Frog Level Road. This is a noncontiguous annexation.

Mr. Flood delineated the property on a map and stated that the property is located in Voting District 5. The property is currently vacant and the proposed use is for 104 single family dwellings. The current population is 0, and the anticipated population at full development is 244, with an expected minority population of 62.

Mayor Parrott declared the public hearing open and solicited comments from the audience. There being none, the public hearing was closed.

Motion was made by Council Member Craft and seconded by Council Member Little to adopt the ordinance annexing Charleston Village, Section 4, 5, and 6, containing 37.730 acres located

south of Darrell Drive and east of Colony Woods Subdivision and Frog Level Road. Motion carried unanimously. (Ordinance No. 06-104)

ORDINANCE TO ANNEX LAKEVIEW INDUSTRIAL PARK, LOT 11, AND SAPPHIRE COURT, CONTAINING 2.0388 ACRES LOCATED NORTH OF DIAMOND DRIVE AND EAST OF US HIGHWAY 264 BYPASS - ADOPTED

City Manager Bowers reported that a notice of public hearing was published in The Daily Reflector on October 2, 2006 setting this time, date and place for a public hearing to consider a request by Collice C. Moore, et al to annex Lakeview Industrial Park, Lot 11 and Sapphire Court, containing 2.0388 acres located north of Diamond Drive and east of US Highway 264 Bypass. This is a noncontiguous annexation.

Mr. Flood delineated the property on a map and stated that the property is located in Voting District 1. The property is currently vacant and the proposed use is for an 8,000 square foot industrial building. The current population is 0, and the anticipated population at full development is 0.

Mayor Parrott declared the public hearing open and solicited comments from the audience. There being none, the public hearing was closed.

Motion was made by Council Member Spell and seconded by Mayor Pro-Tem Council to adopt the ordinance annexing Lakeview Industrial Park, Lot 11 and Sapphire Court, located north of Diamond Drive and east of US Highway 264 Bypass. Motion carried unanimously. (Ordinance No. 06-105)

PUBLIC COMMENT PERIOD

Mr. Mitch Bowen of 2120 Southern Oaks Drive presented the City Council with the following statement and read to the Council for three minutes, not completing it before the three-minute time period was up.

“COPY”

Mr. Mayor, City Council members and friends. My name is Mitch Bowen, I am a 16 year resident of the south Greenville/Winterville area. I have come before you today to speak out publicly on an issue that many in our community might prefer to consider a closed subject, and when it comes to the broader discussion relative to so many proposed South-west Bypass corridors, I will admit to being a day late and a dollar short. Still, some things must be said, and I am a firm believer in the notion that it is never too late for a better idea. Taking a belated but deliberate look at the grand scale of plans in the works, astronomical price tags, up-rooted families, displaced businesses and trampled farms and woodlands, all being considered, I am taking to the stump, today, on the behalf of the majority (by my estimation) of the citizens in my community, in protest, and to publicly register our dismay at having a major highway project re-assigned, or re-routed away from our busy and overcrowded south-side thoroughfares, and out into the extended country-side, so as to make the road totally useless to local traffic, while

offering only limited prescribed relief for Memorial Drive. I doubt, seriously, if anyone who understands traffic on the west side of Greenville really believes any bypass will satisfy the stated goal of a 50% reduction in traffic along the Memorial Drive strip, not unless you relieve the heavy traffic loads that originate in the south Greenville/Winterville area, which none of the DOT-proposed routes do.

Originally, and according to the first maps released by the DOT, the bypass was plotted along a course that brought it southeastward, around Winterville, merging into Highway 11 just below Winterville. (See attached maps)

It is my understanding that the Town of Ayden solicited the DOT to include them in on the southwest bypass plans. The project was revisited, and... Presto! The plans were re-drawn. The new plans, as presented by the DOT moved the project further south, along Highway 11, but the Town of Ayden had problems with those plans, too. So, again the DOT went back to the drawing board, and redrew the road still further south, into, Ayden, and, yet again, Ayden complained that, now, the new highway was cutting into to their growing commercial district... and so, for the third time the plans were re-drawn. This time the proposed route took the highway plans completely around Ayden, 5 miles further south and three-to-four miles further west than originally prescribed by the DOT... traipsing merrily across farms, creeks and long-standing private residential, historic and commercial properties, to end up where, finally, the town manager's office is confident the new bypass will benefit Ayden's budding industrial park, just to the south of town. Ayden finally got the road put close to where they want it. (but, still not exactly, according to local officials).

I wish that those of us in the urban centers of southside Greenville could be glad for the Town of Ayden and their newly designated super-bypass hook-up, but instead we feel more like we've been jilted out of a badly needed Urban improvement project... trumped by our good neighbors to the south. Now all of a sudden the price for the road goes up by 100% and the greater number of citizens from the populated south side of Greenville, will rarely have the chance to use it! Commuters, Pitt Community College traffic and medical-fire and rescue services will continue to struggle through miles of clogged intersections and creeping caravans for want of a major connector around the west side of town, to the hospital and medical district and the airport.

So, begging your indulgence, I have submitted, for the critical review of all, "The Southwest Bypass/Highway 11 Option". The concept satisfies the need to re-route transient Highway 11/Memorial Dr. traffic, to reduce, to some realistic extent, the traffic loads frequented along that corridor; and further to provide a "nonstop" north-westward bulk-traffic outflow from the greater Winterville/ Fire Tower Road and County Home Road areas to the hospital/medical park vicinity.

As outlined and graphically represented in my open-letter proposal, which I am distributing widely, I envision a more user-friendly bypass that looks more like the DOT's first proposed routes. Like my plan, The DOT's original route is less than five miles in length, and both tie into existing Highway 11 only 2 miles apart. My proposal directly addresses the immediate-future needs of Greenville's rapidly growing south side communities. Proposed Corridors 4 and 5 grossly fail in this respect.

The Town of Winterville stands to lose the most in this equation, fearing the dreaded ghost town syndrome. "The Highway 11 Option" directly addresses this inequity by maintaining existing access to local commerce centers for would-be transient Hwy. 11-traffic. "The Highway 11 Option" displaces far fewer families, practically no business districts, and threatens a minimal amount of environmentally sensitive areas. And the final and most compelling aspect of my proposal: Greatly reduced costs, in the 60 to 90 million range, and a completion date often to twelve years instead of twelve to eighteen years (for instance).

I realize that convention suggests: "The dirty deal is done" (a few possible legal remedies notwithstanding), but let me take this time to insist that some ideas have a weight and purpose of their own. And judging by the positive responses and across-the-board encouragement I have gotten from my neighbors and local town and county officials, The Highway 11 Option is an idea whose time is past due. The DOT got it more or less right the first time. Maybe, in light of all these issues-revisited, the DOT will call themselves in on a gut check, exercise some blatant conservatism, and set themselves on a voluntary track to restudy and re-advise on the South-west Bypass options, respecting the sheer obligation for the experts and long-term planners to get it right, respecting of the greater public trust... not to mention the 200 million dollar price tag.

I have included my contact numbers and email address on my open-letter proposal. I welcome comments and suggestions, and invite and encourage all Pitt County citizens to contact the DOT and state and county officials, in support of "The Highway 11 Option".

Thank you.

"COPY"

GREENVILLE/GUC/WINTERVILLE ANNEXATION, EXTRATERRITORIAL JURISDICTION, AND WATER AND SEWER SERVICE AREA AGREEMENTS - CONSIDERATION OF AGREEMENTS CONTINUED UNTIL OCTOBER 30, 2006 JOINT MEETING WITH COUNTY COMMISSIONERS; PUBLIC HEARING SCHEDULED FOR NOVEMBER 9, 2006

City Manager Bowers explained that this request comes from the Committee authorized by the City Council in 2004 that was appointed by the City of Greenville, Town of Winterville and Greenville Utilities Commission. Council Members Dunn and Little are the City Council representatives. The Committee has held 12 meetings over the last two years, and there has been a lot of staff work in between. On October 13, 2005, the City Council adopted a resolution that set out certain growth areas between Greenville and Winterville. Part of the resolution was to continue to work as a committee to come up with plans for urban growth and utility service. The Committee had several more meetings and on September 7, 2006, unanimously recommended the agreements before the Council tonight. The line extends to the east and west, recognizing that in recent years there has been more growth to the western boundaries. The first agreement is between the three participants of the Committee--Greenville, Winterville and Greenville Utilities. The City Manager reviewed the agreements and recommended that the City Council establish a public hearing date of November 9 for this annexation agreement. The annexation agreement cannot be adopted without a public hearing. Winterville will have the public hearing

on November 13. Since Greenville Utilities is not a municipality, it is not covered by the public hearing requirement. The Greenville Utilities Commissioners will take this up on October 17. The second agreement involves the County. He is asking for the Council's concurrence in concept and would like to have the agreement as part of the agenda for the October 30 joint City Council and County Commissioners meeting. Winterville approved the agreement Monday night.

Motion was made by Council Member Dunn and seconded by Council Member Little to schedule the public hearing for November 9 and take up the extraterritorial jurisdiction issue at the joint meeting on October 30. Motion carried unanimously.

BUDGET ORDINANCE AMENDMENT #3 TO THE 2006-2007 CITY OF GREENVILLE BUDGET - ADOPTED

Motion was made by Council Member Little and seconded by Council Member Craft to adopt Budget Ordinance Amendment #3 to the 2006-2007 City of Greenville Budget. Motion carried unanimously. (Ordinance No. 06-106)

CONSIDERATION OF AMENDMENT TO SEPTEMBER 14, 2006 CITY COUNCIL MINUTES - APPROVED

Motion was made by Mayor Pro-Tem Council and seconded by Council Member Glover to approve the amendment to the September 14, 2006 City Council minutes as presented. Motion carried unanimously. The amendment added to the September 14, 2006 City Council minutes during the comment period was as follows:

"COPY"

Council Member Glover expressed that it is her constitutional right to voice her opinion, and she has a right to represent her people. She did not take a stand on what street she is in favor of until after the ad hoc committee was dissolved. She is not going to apologize for what she has said, and she will never apologize as long as she is exercising her authority that was given to her by the people who elected her to office. This has caused dissention between Council and the staff it works directly with. People elect Council Members because they feel the people can express the way they feel. That is why she and Mayor Pro-Tem Council are here. When they are denied that right, that is wrong. Council Member Craft expressed that no rights had been denied.

"COPY"

COMMENTS FROM MAYOR AND CITY COUNCIL

Council Member Little wished his wife a happy birthday.

Council Member Spell commented as follows:

- (1) Congratulations for the Fire/Rescue Silent Parade, which was a fine tribute to fallen firefighters across the county.
- (2) The citizens who voted at Maranatha Church at the last election will vote at St. James Church at 2000 E. Sixth Street on November 7. Early voting can be done at the Elections Annex on Greene Street and at the Community Schools Building at 4516 County Home Road from October 19 to November 4.

Mayor Pro-Tem Council reported as follows:

- (1) On October 11, the Director of Community Development, Merrill Flood, Gloria Kesler and she were part of an awards ceremony where the City received an award from the North Carolina Housing Finance Agency for housing in Countryside Estates. She asked that a video be sent so that it can be shown on GTV.
- (2) Congratulations to the boards and commissions for the reception that was held at 5:30.
- (3) The North Carolina League of Municipalities Annual Conference will be held in Greensboro from Saturday through Tuesday. Three \$1000 scholarships will be awarded by the North Carolina Black Elected Municipal Officials. The Second Annual Youth Summit will be held as a part of the conference on Saturday. The 4-H Allstars will be attending.
- (4) The 4-H Allstars will again be selling Christmas wreaths this year for \$20.

Council Member Dunn reported on the following:

- (1) Thank you to ECU students from Umstead Dorm who worked for the homeless.
- (2) The downtown design meeting was held last night. People were given the opportunity to suggest designs as the redevelopment process is continued. She reminded people that there are opportunities for building improvement programs and that applications will be received through October 30 as part of the Center City and West Greenville Revitalization Plan.
- (3) Thanks to the Public Works Department for development of the recycling promotion plan. She encouraged people to recycle.

Council Member Glover reported on the following:

- (1) Thanks to the Chief of Police, William Anderson, for the Town Hall meeting Tuesday night at Mt. Calvary Free Will Baptist Church. There was a good turnout, and she hopes he will be able to schedule more meetings in the community.
- (2) She has been receiving a lot of calls from Moyewood residents, who are concerned about it being sold. She contacted the Executive Director of the Housing Authority, Don Rogers, and suggested that he use the City's government access channel to allay those fears. The Housing Authority prepared an announcement saying that the Greenville Housing Authority is sending official notice that it has not sold and it will not be sold (the Moyewood community), that no Moyewood resident will be forced to move, as this is not part of the City's revitalization plan or Pitt County Memorial Hospital's expansion plans.

CITY MANAGER'S REPORT

City Manager Bowers reminded the City Council of the joint meeting with the Washington City Council on October 23 at 6:00 p.m. and the joint meeting with the Pitt County Commissioners on October 30 at 6:00 p.m. Dinner will be served at 5:30 p.m. prior to the October 30 meeting.

City Manager Bowers announced that on October 9, he asked the Council to think about the Annual Planning Session. He suggested having the planning session on Saturday, January 27, beginning at 8:00 a.m. at Bradford Creek Golf Course.

Motion was made by Mayor Pro-Tem Council and seconded by Council Member Spell to have the Annual Planning Session on January 27, 2007, at 8:00 a.m. at Bradford Creek Golf Course. Motion carried unanimously.

ADJOURNMENT

Motion was made by Council Member Spell and seconded by Council Member Little to adjourn the meeting at 7:50 p.m. Motion carried unanimously.

Respectfully submitted,

Wanda T. Elks, MMC
City Clerk